

KRISTIAN E WHITE  
1233 MAIN ST SUITE 3000  
WHEELING, WV 26003-2864

BOOK 0684 PAGE 0043

DECLARATION OF OIL AND GAS NOTICE

(Tax Map 11, Cameron District, Marshall County, West Virginia)

The undersigned hereby declares:

(1) The undersigned is the owner (or lessee) of one or more coal seams or workable coal beds as those terms are defined in Section One, Article Six, Chapter Twenty-two (Section 22-6-1) of the Code of West Virginia.

(2) The coal seam(s) or workable coal bed(s) are owned or leased partly or wholly by the undersigned lies under the surface of lands described in the Exhibit A attached hereto and made a part hereof.

(3) The undersigned desires to be given all notices of oil and gas operations provided by Sections Twelve, Thirteen, Fourteen, Twenty-three and Thirty-six of Article Six, Chapter Twenty-two (Sections 22-6-12; 22-6-13; 22-6-14; 22-6-23; and 22-6-36) of the Code of West Virginia, addressed as follows:

CONRHEIN COAL COMPANY

CONSOLIDATION COAL COMPANY

CONSOL PENNSYLVANIA COAL COMPANY LLC

McELROY COAL COMPANY

RESERVE COAL PROPERTIES COMPANY

CNX LAND RESOURCES INC.

C/O LEATHERWOOD, INC.  
1000 CONSOL ENERGY DRIVE  
CANONSBURG, PA 15317-6506

IN WITNESS WHEREOF, Conrhein Coal Company, a Pennsylvania corporation, has caused its corporate name to be subscribed hereto this 17 day of JULY, 2009, by  
D. R. McCracken, its ASST. MANAGER, by authority duly given.

JAN PEST  
MARSHALL County 08:33:17 AM  
Instrument No 1272681  
Date Recorded 08/03/2009  
Document Type O&G  
Book-Page 684-43  
Recording Fee \$6.00  
Additional \$6.00

CONRHEIN COAL COMPANY  
a Pennsylvania corporation:

By: D. R. McCracken  
Its: ASSISTANT MANAGER

IN WITNESS WHEREOF, Consolidation Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 20<sup>th</sup> day of July, 2009, by Robert P. King, its Vice President, by authority duly given.

CONSOLIDATION COAL COMPANY

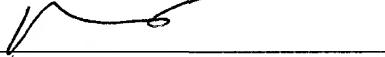
a Delaware corporation:

By: 

Its: Vice President

IN WITNESS WHEREOF, CONSOL Pennsylvania Coal Company LLC, a Delaware limited liability company, has caused its corporate name to be subscribed hereto this 21<sup>st</sup> day of July, 2009, by Robert P. King, its Vice President, by authority duly given.

CONSOL PENNSYLVANIA COAL COMPANY LLC  
a Delaware limited liability company:

By: 

Its: Vice President

IN WITNESS WHEREOF, Reserve Coal Properties Company, a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of JULY, 2009, by D. R. McCracken, its VICE PRESIDENT, by authority duly given.

RESERVE COAL PROPERTIES COMPANY  
a Delaware corporation:

By: 

Its: VICE PRESIDENT

IN WITNESS WHEREOF, McElroy Coal Company, a Delaware corporation, has caused its corporate name to be subscribed hereto, this 26 day of July, 2009, by Robert P. King, its Vice President, by authority duly given.

**MCELROY COAL COMPANY**  
a Delaware corporation:

By: \_\_\_\_\_

Its: Vice President

IN WITNESS WHEREOF, CNX Land Resources Inc., a Delaware corporation, has caused its corporate name to be subscribed hereto this 17 day of JULY, 2009, by D. R. McCracken, its VICE PRESIDENT, by authority duly given.

**CNX LAND RESOURCES INC.**  
a Delaware corporation:

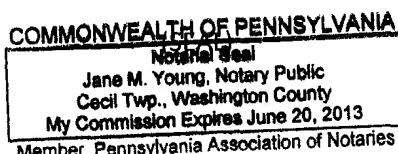
By: John D. Baskin  
Its: VICE PRESIDENT

NOTE: PLEASE PROPERLY INDEX THIS DOCUMENT (1) UNDER CONSOLIDATION COAL COMPANY, CONSOL PENNSYLVANIA COAL COMPANY, RESERVE COAL PROPERTIES COMPANY, CONRHEIN COAL COMPANY, MCELROY COAL COMPANY, AND CNX LAND RESOURCES INC. AS A GRANTOR, AND (2) UNDER THE NAMES OF EACH OF THE INDIVIDUAL SURFACE OWNER NAMES LISTED ON THE ATTACHED EXHIBIT A AS GRANTORS, ACCORDING TO LAST NAME AND/OR ENTITY NAME.

COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. R. McCLEACKEN, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the ASST. MANAGER of CONRHEIN COAL COMPANY, a PENNSYLVANIA corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of July 2009.



Notary Public

My Commission expires

## COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Washington

Before me, Joanne T. Bafrali, a Notary Public, on this day personally appeared Robert P. King, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the Vice President of CONSOLIDATION COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 20th day of July, 2009.

(SEAL)

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Joanne T. Bafrali, Notary Public
Upper St. Clair Twp., Allegheny County
My Commission Expires Sept. 10, 2010
Member, Pennsylvania Association of Notaries

My Commission expires 9-10-10


Notary Public

## COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Washington

Before me, Joanne T. Bafrali, a Notary Public, on this day personally appeared Robert P. King, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the Vice President of CONSOL PENNSYLVANIA COAL COMPANY LLC, a DELAWARE limited liability company, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 20th day of July, 2009.

(SEAL)

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Joanne T. Bafrali, Notary Public
Upper St. Clair Twp., Allegheny County
My Commission Expires Sept. 10, 2010
Member, Pennsylvania Association of Notaries

My Commission expires 9-10-10


Notary Public

## COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Washington

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. P. McCracken, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of RESERVE COAL PROPERTIES COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of July, 2009.

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal
Jane M. Young, Notary Public
Cecil Twp., Washington County
My Commission Expires June 20, 2013
Member, Pennsylvania Association of Notaries

My Commission expires \_\_\_\_\_



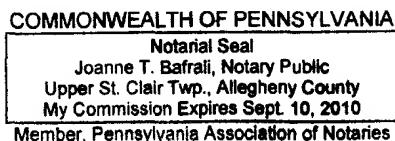
Notary Public

## COMMONWEALTH OF PENNSYLVANIA

COUNTY OF Washington

Before me, Joanne T. Bafraji, a Notary Public, on this day personally appeared Robert E. King, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the Vice President of MCELROY COAL COMPANY, a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 20th day of July, 2009.

(SEAL)



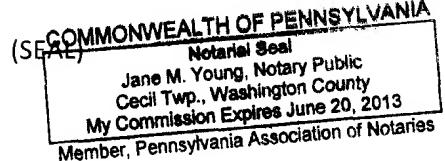
Notary Public

My Commission expires 9-10-10

## COMMONWEALTH OF PENNSYLVANIA

COUNTY OF WASHINGTON

Before me, JANE M. YOUNG, a Notary Public, on this day personally appeared D. R. McCracken, known to me to be the person whose name is subscribed to the foregoing instrument, and known to be the VICE PRESIDENT of CNX LAND RESOURCES INC., a DELAWARE corporation, and acknowledged to me that he executed said instrument for the purposes therein expressed as the act of said company. Given under my hand and seal of office this 17 day of JULY, 2009.



Notary Public

My Commission expires \_\_\_\_\_

This Document Prepared By:

J. Kevin Ellis

WV Bar No. 9964

Steptoe &amp; Johnson PLLC

1085 Van Voorhis Road

PO BOX 1616

Morgantown, WV 26507

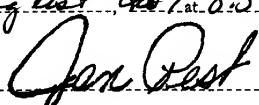
(304) 598-8000

EXHIBIT A - SURFACE TRACTS (MCELROY MINE)  
 Tax Map 11, Cameron District, Marshall County, West Virginia

Tax Map	Parcel	Last Name	First Name	Street Address	City	State	Zip	Assessment Description	Reference
11	1.1	Whetzel	David A. & Sheri	RR 3 Box 120	Moundsville	WV	26041	30.24 A Fork Ridge	584/643
11	2	French	Eugene R. & Hilda G.	RR 3 Box 116	Moundsville	WV	26041	5.85 Fork Ridge	406/506
11	5.3	Williams	William F. & Sharon K.	RD 3 Box 117	Moundsville	WV	26041	18.654 A Fork Ridge	628/511
11	5.7	Garey	Paul R. & Mary Evelyn	RD 3 Box 119	Moundsville	WV	26041	9.025 A Fork Ridge	596/667
11	6	Lewis	Gregory R.	RD 3 Box 122	Moundsville	WV	26041	9.902 Fork Ridge	642/620
11	7	Bungard	John A. & Patricia A.	RR 1 Box 220	Glen Easton	WV	26039	81.235 Fork Ridge & O&G 1972 Mobile Home	570/582
11	7.2	Kotson	Thomas C. & Linda S.	RD 1 Box 215A	Glen Easton	WV	26039	14.478 A Fork Ridge	482/599
11	8	Blake	Herman W. & Evelyn N.	RD 1 Box 214A	Glen Easton	WV	26039	155.44 Fork Ridge O&G	406/57
11	9	Chaplin	James R.	49 Alderman Drive	Morgantown	WV	26508	12.2959 A Fork Ridge	658/437
11	9.1	Ostrander	Paul E., Jr. & Jody L.	RT 1 Box 208	Glen Easton	WV	26039	22.484 A Fork Ridge	671/604
11	9.2	Aston	Harry S. & Ricilyn S.	RR 1 Box 232	Glen Easton	WV	26039	46.751 A Fork Ridge O&G	648/501
11	9.3	Glasgow	Mark Steven	RD 1 Box 190F	Glen Easton	WV	26039	23.38 A Fork Ridge	658/604
11	11	Aston	Harry S. & Ricilyn S.	RR 1 Box 241	Glen Easton	WV	26039	23.72 A Fork Ridge & O&G 1979 Mobile Home	649/352
11	11.1	O'Neil	Ronald B. & Kathryn Ann	RD 1 Box 240	Glen Easton	WV	26039	11.851 A Fork Ridge	565/362
11	12	Harris	William C.	P.O. Box 157	Glen Easton	WV	26039	24.17 Fork Ridge	WB 80/653
11	13	Aston	Mary Margaret	RD 1 Box 243	Glen Easton	WV	26039	35.44 A Fork Ridge & O&G	WB 53/600
11	14	Bungard	John, Jr.	RR 1 Box 237	Glen Easton	WV	26039	38.505 Fork Ridge	657/222
11	15	Aston	Mary Margaret	RD 1 Box 243	Glen Easton	WV	26039	149.854 Fork Ridge O&G	WB 53/600

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 17th day of July, 2009, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 3rd day of Auguest, 2009 at 8:33 o'clock A.M.

TESTE:  Clerk.